

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1312 be amended to read as follows:

- 1 Page 14, between pages 21 and 22, begin a new paragraph and
2 insert:
3 "SECTION 18. IC 20-34-5 IS ADDED TO THE INDIANA
4 CODE AS A NEW CHAPTER TO READ AS FOLLOWS
5 [EFFECTIVE JULY 1, 2006]:
6 **Chapter 5. Anabolic Steroid Testing for Student-Athletes**
7 **Sec. 1. As used in this chapter, "anabolic steroid" has the**
8 **meaning set forth in IC 16-18-2-15.**
9 **Sec. 2. As used in this chapter, "school" means a:**
10 **(1) public school;**
11 **(2) nonpublic school that has voluntarily become accredited**
12 **under IC 20-19-2-8; or**
13 **(3) a school that does not meet the requirements of**
14 **subdivision (1) or (2) but that fields a team or teams that**
15 **participate in Indiana High School Athletic Association**
16 **(IHSAA) sanctioned events.**
17 **Sec. 3. The governing body of each school shall develop a**
18 **program that requires each student who participates in IHSAA**
19 **sanctioned events to submit to random testing for the presence of**
20 **anabolic steroids.**
21 **Sec. 4. The program shall require that prior to any**
22 **participation in a sport sanctioned by the IHSAA the student and**
23 **the student's parent, guardian, or custodian shall provide written**
24 **consent to testing for the presence of anabolic steroids as a**
25 **condition precedent to participation in the sport.**

1 **Sec. 5. (a) A student who tests positive for the presence of an**
2 **anabolic steroid shall receive one (1) subsequent test.**

3 **(b) The cost of each test performed is the responsibility of the**
4 **school.**

5 **(c) A student who has two (2) tests which indicate the presence**
6 **of anabolic steroids is entitled to a hearing at which the student**
7 **may contest the positive results.**

8 **(d) The student bears the burden of proof by clear and**
9 **convincing evidence in a hearing under subsection (c).**

10 **(e) A student must request a hearing no later than fifteen (15)**
11 **days after the subsequent positive test to be entitled to a hearing.**

12 **(f) A student may not be subject to any sanction set forth in**
13 **this chapter based solely on one (1) positive test.**

14 **(g) The absence of anabolic steroids on any test entitles a**
15 **student to continue or resume all IHSAA sanctioned athletic**
16 **activities.**

17 **Sec. 6. The results of tests for anabolic steroids under this**
18 **chapter are confidential and may not be used for any purpose other**
19 **than what is prescribed in this chapter.**

20 **Sec. 7. (a) A student who:**

21 **(1) has two (2) positive tests; and**

22 **(2) fails to meet the student's burden at a hearing under this**
23 **chapter, if a hearing is timely requested;**

24 **shall be prohibited from participating in a sport sanctioned by the**
25 **IHSAA for a period of time established by the school in written**
26 **guidelines under subsection (b).**

27 **(b) Each school shall develop written guidelines establishing**
28 **the:**

29 **(1) amount of time a student may be banned from**
30 **participation in IHSAA sanctioned events for testing positive**
31 **for anabolic steroids; and**

32 **(2) steps necessary for eligibility to return to participation in**
33 **IHSAA sanctioned events."**

34 Renumber all SECTIONS consecutively.

(Reference is to HB1312 as printed January 27, 2006.)

Representative TURNER